

1 SIDNEY J. COHEN, ESQ., State Bar No. 39023  
2 SIDNEY J. COHEN PROFESSIONAL CORPORATION  
3 427 Grand Avenue  
Oakland, CA 94610  
Telephone: (510) 893-6682

4 Attorneys for Plaintiff  
5 RICHARD SKAFF

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RICHARD SKAFF

CASE NO. C 09-05518 JSW  
Civil Rights

Plaintiff,

V.

10 REAL MEX RESTAURANTS,  
11 INC; GENERAL GROWTH  
12 PROPERTIES, INC. and DOES 1-  
25, Inclusive,

**STIPULATION AND [PROPOSED]  
ORDER FOR DISMISSAL  
AGAINST DEFENDANT REAL  
MEX RESTAURANTS, INC.**

Defendants.

FRCP 41

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1 Plaintiff RICHARD SKAFF, by and through his attorney, and Defendant  
2 REAL MEX RESTAURANTS, INC, by and through its attorneys, file this  
3 "STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL AGAINST REAL  
4 MEX RESTAURANTS, INC" pursuant to Federal Rule of Civil Procedure 41.

5 Plaintiff filed this lawsuit on November 20, 2009.

6 On October 4, 2011, Defendant filed a voluntary bankruptcy in the United  
7 States Bankruptcy Court for the District of Delaware. Accordingly, this Court  
8 stayed this action as to Defendant pursuant to 11 U.S.C. 362(a) (Docket # 36).

9 Defendant has advised the Court that Defendant's bankruptcy is now over,  
10 that Defendant is a defunct entity, and that Defendant has been liquidated and no  
11 longer exists. (Docket #69).

12 Consequently, Plaintiff and Defendant jointly move to dismiss with  
13 prejudice this action against Defendant REAL MEX RESTAURANTS, INC.

14 This case is not a class action, and no receiver has been appointed.

15 This Stipulation may be signed in counterparts, and facsimile or  
16 electronically transmitted signatures shall be as valid and binding as original  
17 signatures.

18 Wherefore, Plaintiff and Defendant REAL MEX RESTAURANTS, INC., by  
19 and through their attorneys of record, so stipulate.

20 Date: 5/9/13

SIDNEY J. COHEN  
PROFESSIONAL CORPORATION

21 /s/ Sidney J. Cohen

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22 Sidney J. Cohen  
23 Attorney for Plaintiff Richard Skaff

24 Date:

GREENBERG TRAURIG, LLP

25 /s/ Gregory F. Hurley

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26 Gregory F. Hurley  
27 Attorneys for Defendant  
28 Real Mex Restaurants, Inc.

**PURSUANT TO STIPULATION OF THE PARTIES, IT IS SO ORDERED:**

The lawsuit against Defendant REAL MEX RESTAURANTS, INC is dismissed with prejudice. 

Date:

May 10, 2013

*Jeffrey S. White*  
Jeffrey S. White  
United States District Judge

~~Jeffrey S. White~~

**United States District Judge**